

**NOTICE OF PUBLIC HEARING AND FILING, AND NOTICE OF PUBLIC
WORKSHOP**

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD, SAN DIEGO REGION

**TOTAL MAXIMUM DAILY LOADS (TMDLs) FOR
TOTAL NITROGEN AND TOTAL PHOSPHORUS FOR RAINBOW CREEK,
SAN DIEGO COUNTY**

PUBLIC WORKSHOP

**November 17, 2004 9:00-12:00 a.m.
Regional Board Hearing Room
9174 Sky Park Court, Suite 100
San Diego California 92123-4340**

PUBLIC HEARING

**December 8, 2004 9:00 a.m.
Regional Board Hearing Room
9174 Sky Park Court, Suite 100
San Diego California 92123-4340**

PUBLIC WORKSHOP

The California Regional Water Quality Control Board (Regional Board) is considering a Basin Plan amendment to incorporate Total Maximum Daily Loads (TMDLs) for Rainbow Creek. This action is being proposed to meet requirements of Section 303(d) of the Federal Clean Water Act. The Basin Plan amendment process is authorized under Section 13240 of the California Water Code. The Basin Plan amendment will be a project subject to the California Environmental Quality Act (CEQA) and the Regional Board will be the lead agency.

The Regional Board wishes to obtain public input on this matter. A public workshop will be held on November 17, 2004, from 9:00 to 12:00a.m. in the Board Room at the Regional Board's office location. The purpose of the workshop is to serve as a meeting pursuant to the CEQA, provide an overview of the project, answer questions and receive comments from the public.

PUBLIC HEARING AND NOTICE OF FILING

The Regional Board will hold a public hearing on this matter on December 8, 2004 during the Regional Board meeting beginning at 9:00 a.m. in the Board Room at the Regional Board's office location.

Actions to amend the Basin Plan will be taken in accordance with a regulatory program exempt under Section 21080.5 of the Public Resources Code from the requirement to prepare an environmental impact report under CEQA and with other applicable laws and regulations.

REQUEST FOR PUBLIC INPUT

Interested persons are invited to attend the hearing to present testimony. Oral statements will be heard, but for accuracy, important testimony should be presented in writing. Written testimony must be received in the Regional Board office no later than December 8, 2004, at the close of the hearing, to be considered by the Regional Board. Comments received by 5:00 p.m. on December 2, 2004 will be provided to the Regional Board members prior to the hearing. Testimony must be mailed or delivered to the Regional Board's office at:

9174 Sky Park Court, Suite 100
San Diego, CA 92123
Phone: (858) 467-2952
FAX: (858) 571-6972

Testimony may also be submitted by e-mail subject to the above time deadlines and as long as the total submittal (including attachments) does not exceed five printed pages in length. E-mail testimony must be submitted to: rbagenda@rb9.swrcb.ca.gov to insure consideration by the Regional Board. Insert the word "Agenda" in the subject line.

Pursuant to Title 23, California Code of Regulations, Section 648.2, the Regional Board may refuse to admit written testimony into evidence if it is not submitted to the Regional Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

Submittal of written comments is encouraged. **Written comments are due no later than Wednesday, December 8, 2004 at the close of the Regional Board's public hearing.** Submittal of written comments prior to December 8, 2004 is optional. Comments submitted prior to December 2, 2004 at 5 p.m. will be provided to the Regional Board members in advance of the public hearing. Written comments should be submitted to: Mr. Benjamin Tobler, Water Resource Control Engineer, California Regional Water Quality Control Board, San Diego Region, 9174 Sky Park Court, Ste. 100, San Diego, CA 92123-4340.

AVAILABILITY OF DOCUMENTS

Information related to this matter will be available on October 22, 2004 and may be reviewed at the Regional Board office or on the Regional Board web page at <http://www.swrcb.ca.gov/rwqcb9/>. For additional information please contact Mr. Benjamin Tobler at (858) 467-2736.

INFORMATION

Parking is available at the workshop and hearing location. See the Regional Board web site for a map to the workshop and hearing location. The workshop and hearing room facilities

are accessible to persons with disabilities. Individuals who require special accommodations are requested to contact Ms. Lori Costa at (858) 467-2357 at least 5 working days prior to the November 17, 2004 workshop or the December 8, 2004 hearing. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Questions concerning this notice may be directed to Mr. Benjamin Tobler at:

Email: toblb@rb9.swrcb.ca.gov

Telephone: (858) 467-2736

Please bring the foregoing to the attention of any persons you know who would be interested in this matter. Thank you for your interest in the protection of water quality.

_____/S/_____
John H. Robertus
Executive Officer
October 16, 2004